



OVERSEAS, INC.

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November 14, 2005

Marlene H. Dortch, Secretary
Office of the Secretary
Federal Communications Commission
445 – 12th Street, S.W.
Washington, D.C. 20554

*Re: WT Docket No. 01-309
HAC Digital Wireless Telephones*

Semi-Annual Report

Dear Ms. Dortch:

IT&E Overseas, Inc. ("IT&E"), is the licensee of Broadband PCS Stations KNLF923 (D-Block – Guam BTA), KNLG849 (D-Block – Northern Mariana Islands BTA), WPOK677 (C-Block – Guam BTA) and WPOK678 (C-Block – Northern Mariana Islands BTA). This report is submitted pursuant to the requirements of Paragraph Nos. 89 – 91 of the Commission's *Report and Order* (WT Docket No. 01-309), FCC 03-168, released August 14, 2003 ("R&O").

By way of background, IT&E is a small, Tier III Commercial Mobile Radio Service licensee, as defined in the Commission's E-911 *Order to Stay*, FCC 02-210, released July 26, 2002. Our wireless systems employ a CDMA air interface. We currently market twenty-eight (28) digital CDMA wireless handset models. Of these handsets, two (2) have an M3 rating under ANSI Standard C63.19.

IT&E has recently advised the Commission that it is in the process of supplementing its CDMA facilities with transmission facilities using the Global System for Mobile Communications ("GSM") air interface.¹ The GSM facilities will supplement (not replace) our CDMA facilities. At present, our GSM network is not operational and we are not currently offering any GSM handsets for sale to subscribers. However, it is our understanding that hearing-aid compatible phones are not yet available for use on GSM networks. Because we anticipate that the first phase of our GSM roll-out will be completed before the end of the year, and because we cannot be certain that hearing-aid compatible GSM phones will be available to us when our network is activated, we are seeking a temporary waiver of Rule Section 20.19 (c)(2)(i) out of an abundance of caution. A copy of IT&E's waiver request is attached below for your convenience.

¹ See IT&E Request for Temporary Waiver or Temporary Stay, WT Docket No. 01-309, filed September 16, 2005. A copy of IT&E's request is provided as Attachment A.



To achieve compliance with the Hearing Aid Compatibility (“HAC”) requirements of the R&O, IT&E is at the mercy of the handset manufacturers to develop and market HAC-compliant digital wireless handsets. As a small, Tier III wireless carrier, we have no influence over the product development and distribution decisions of wireless handset manufacturers; and, accordingly, we must rely on the manufacturers to develop and test HAC-compliant digital wireless handsets for use on our system.

Given the foregoing, the information requested by the Commission is identified as follows:

Item 1 -- Digital Wireless Phones Tested: None. IT&E is a small carrier that is not involved in the handset development or testing process. The company will rely on testing performed by the handset manufacturers.

Item 2 -- Laboratory Used: None. See Response to Item 1.

Item 3 -- Test Results For Each Phone Tested: Not applicable. See Response to Item 1.

Item 4 -- Identification Of Compliant Phone Models and Ratings According To ANSI C63.19: IT&E is currently marketing two (2) CDMA handsets that meet a M3 rating under ANSI Standard C63.19:

Kyocera	SOHO KX1
Motorola	V265

As noted above, IT&E’s GSM network is not operational and the company is not currently offering GSM handsets for sale to subscribers.

Item 5 -- Report On The Status Of Product Labeling: IT&E is not involved in product labeling or the development of labeling standards. However, we are aware that some confusion may arise regarding the handset labeling standards contained in the 2001 and draft 2005 version of the C63.19 standard, which specify different letter designations for HAC compliance. While the 2001 version of the C63.19 standard uses a “U” rating for radiofrequency (RF) immunity and a “UT” rating for acoustic coupling, the 2005 version uses labeling that is consistent with the switches on hearing aids (*i.e.*, specifying “M” for Microphone and “T” for T-Coil). Because the revised labeling protocols are more likely to alleviate consumer confusion, we support industry requests for clarification that the 2005 labeling standards (the “M” and “T” ratings) can and should be used to designate HAC compatibility.²

² See *Ex Parte* presentation by ATIS in WT Docket No. 01-309, (dated May 6, 2005).



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Item 6 -- Report On Outreach Efforts: IT&E has developed a hearing aid compatibility information sheet to assist hearing impaired customers in selecting current model phones and accessories most suitable to their needs. This information sheet will also serve to educate IT&E's employees and retail sales force about HAC-related issues and possible solutions.

Item 7 -- Information Related To Retail Availability of Compliant Phones:
As noted above, IT&E currently has retail availability of two (2) CDMA handsets that meet a M3 rating under ANSI Standard C63.19:

Kyocera	SOHO KX1
Motorola	V265

Item 8 -- Information Related To Incorporating Hearing Aid Compatibility Features Into Newer Models Of Digital Wireless Phones: The incorporation of HAC features into newer models of digital wireless telephones will be accomplished by the handset manufacturers.

Item 9 -- Any Activities Related To ANSI 63.19 Or Other Standards Work Intended To Promote Compliance With The Requirements Of The Commission's Report and Order: None. IT&E is a small carrier that is not involved in standards development.

Item 10 -- Total Numbers Of Compliant And Non-Compliant Phone Models Offered As Of The Date Of This Report: As noted above, IT&E currently offers twenty-eight (28) different models of CDMA handsets. Upon information and belief, at least two (2) of these handsets meet a M3 rating under ANSI Standard C63.19.

Item 11 -- Any Ongoing Efforts For Interoperability Testing With Hearing Aid Devices: None. IT&E is a small carrier that is not involved in handset interoperability testing with hearing aid devices.

Should you have any questions concerning this report, please contact John Prendergast or Cary Mitchell of the law firm of Blooston, Mordkofsky, Dickens, Duffy & Prendergast. Either may be reached by calling (202) 659-0830.

Respectfully submitted,
IT&E OVERSEAS, INC.

John M. Borlas, P.E.
President